

May 14, 1973

(Start of Belt #13)

number one, merely to save life number two. Isn't that, isn't that clear in the amendment.

SENATOR PROUD: No it is not, it does not say what you just got through saying it says. Now as I see it, you are in a position here, you may have to kill one person or the other and you would just be as guilty of killing the mother in any particular case as you would the unborn child, and how the Supreme Court would decide that, I wouldn't have the slightest idea.

SENATOR DECAMP: Well, Senator Proud, let me give you another example then to try to bring this out. Let us assume Mary Lyons and her mother and you and I are on a sleigh being chased by wolves, and you determine that the sleigh pulled by those dogs, is not going to outrun the wolves if we have all 4 people on there and that we are going to have to throw off about 2 people, if you threw me off and Mary off, would that in your opinion, constitute any crime at all?

SENATOR PROUD: Although, I believe in ladies first, in this case, I think I'd throw you off first.

SENATOR DECAMP: That doesn't answer the question.

SENATOR PROUD: That is my answer any how.

SENATOR DECAMP: Would that constitute a crime in anyway?

SENATOR PROUD: It might.

SENATOR DECAMP: Isn't that exactly the same way that this amendment proposes to operate?

SENATOR PROUD: No, it is not.

SENATOR DECAMP: Then would you explain the difference.

SENATOR PROUD: I've already explained it. If you can't understand it, that is not my fault.

SENATOR DECAMP: Senator Proud, I respectfully submit that either you don't understand the amendment or your dodging answering the question and no further questions would probably get us anywhere, I would move the previous question.

SENATOR PROUD: Well that is all right with me, but I respectfully submit, respectfully, Senator DeCamp, that you don't understand the question.

SPEAKER: Motion is for previous question. I see 5 hands. There are 5 hands. All those that wish debate to cease, shall vote aye, those opposed vote nay. It takes 25 votes. Have you all voted? It takes 25 votes to cease debate. It is still open. The clerk will record. Clerk will record.

CLERK: Senator Simpson voting aye, 25 ayes, 3 nays, remainder not voting.

SPEAKER: Motion passes, debate cease. Senator Proud, do you wish to close your motion to return to select file for specific amendment.

SENATOR PROUD: Well, by special request, which will please everybody, I waive the closing to Senator Chambers.

SPEAKER: Senator Chambers.